

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

L.H., D.J., B.P., and J.F., on behalf of their )  
minor children, )  
                        )  
Plaintiffs,         )  
                        )  
v.                     )      Case No.  
                        )  
INDEPENDENCE SCHOOL DISTRICT,     )      **HEARING REQUESTED**  
                        )  
Defendant.         )

**Motion for Preliminary Injunction**

Pursuant to Federal Rule of Civil Procedure 65(a) and for the reasons set forth in the accompanying suggestions in support, Plaintiffs respectfully request this Court enter a preliminary injunction prohibiting Defendant, its agents, servants, employees, and attorneys from enforcing its policy of automatically removing library materials from student access upon receiving a challenge to such material, while this lawsuit is determined on the merits.

Plaintiffs are likely to prevail on the merits and be irreparably harmed without an injunction; while an injunction's issuance would inflict little or no harm upon Defendant and would be in the public interest. *See Dataphase Systems, Inc. v. C L Systems, Inc.*, 640 F.2d 109, 114 (8th Cir. 1981) (en banc).

Bond should be set at \$100.00. *See Fed. R. Civ. P. 65(c).*

Respectfully submitted,

/s/ Gillian R. Wilcox  
Gillian R. Wilcox, #61278MO  
ACLU of Missouri Foundation  
406 West 34th Street, Ste. 420  
Kansas City, Missouri 64111  
Phone: 816/470-9938

Fax: 314/652-3112  
[gwilcox@aclu-mo.org](mailto:gwilcox@aclu-mo.org)

Jessie Steffan, #64861MO  
ACLU of Missouri Foundation  
906 Olive Street, Ste. 1130  
St. Louis, Missouri 63101  
Phone: (314) 652-3114  
[jsteffan@aclu-mo.org](mailto:jsteffan@aclu-mo.org)

**Attorneys for Plaintiffs**

Certificate of Service

I certify that a copy of the foregoing was served by special process service on the  
Independence School District.

/s/ Gillian R. Wilcox